Report of the Rules Committee.

Minister for Finance and Civil Supplies (**Shri Panampilli Govinda Menon**) : Sir, I present the Report of the Rules Committee and draft rules of procedure and conduct of Business in the Travancore-Cochin Legislative Assembly as drawn up by that Committee.

Motion under Rule 43.

Mr. Speaker : I now call upon the Chief Minister to move his motion.

Chief Minister (**Shri A. J. John**) : Sir, "I beg to move that this House records its support to the present Ministry".

Shri T. V. Thomas : Sir, I rise to a point of order.

The motion moved by the Chief Minister reads : " I move that this House records its support to the present Ministry ". This is rather vague ; and I submit .....

Mr. Speaker : That is not a point of order—whether a matter is put in a vague way or not. Points of Order are always concerned with the procedure in the House. If there is anything wrong in the procedure of the House, a point of order is raised, and the Speaker will rule. If the hon. Member thinks that the matter is put in a vague way, he can ask during discussion time, what exactly is the point of the motion and seek the clarification required.

ശ്രീ. ടി. വി. തോമസ്: അതുപോലെ തന്നെ രണ്ടാം നമ്പർ അൺസ്റ്റാർഡ് ഞാൻ ഒരു അവിശ്വാസപ്രമേയം അവതരിപ്പിക്കുവാൻ നോട്ടീസ് കൊടുത്തിരിക്കുകയാണ്. അതു് അവതരിപ്പിക്കുവാൻ ആവശ്യപ്പെട്ടുകൊണ്ട് നോട്ടീസ് തന്നിരിക്കുകയാണ്. ആ സ്ഥിതിക്ക് വിശ്വാസപ്രമേയത്തിനോ, അവിശ്വാസപ്രമേയത്തിനോ മുൻഗണന നൽകേണ്ടതെന്നുള്ളതിനു് ഒരു തീരുമാനമുണ്ടാകേണ്ടിയിരിക്കുന്നു. രണ്ടാം നമ്പർ അൺസ്റ്റാർഡ് ഇതുപോലെ ഒരു വിശ്വാസപ്രമേയം വിഭാവന ചെയ്യുന്നുണ്ടോ എന്നും സംശയമുണ്ട്. രണ്ടാം നമ്പർ ഉള്ളതു ഒരു നെഗറ്റീവ് പ്രപ്പോസിഷനാണ്. ആ സ്ഥിതിക്കു് ഇങ്ങനെയുള്ള മേഷൻസ് രണ്ടാം വിഭാഗം ചെയ്യുന്നില്ലെന്നും പ്രത്യേകിച്ചും ഗവണ്മെന്റിന്റെ പേരിൽ വിശ്വാസമോ അവിശ്വാസമോ രേഖപ്പെടുത്തുന്നതു രണ്ടാം നമ്പർ അൺസ്റ്റാർഡിലെന്നതും പ്രകടമായിരിക്കെ ഈ മേഷൻസ് ഇവിടെ വരണമെന്നുള്ളതു എന്തിനായിരുന്നുവെന്നു് മനസ്സിലാക്കുന്നതിനുവേണ്ടി അവിശ്വാസപ്രമേയവും വിശ്വാസപ്രമേയവും സംബന്ധിച്ചുള്ള ചട്ടപ്രതിപാദം ഒന്നിച്ചു നടക്കുവാൻ അനുവദിക്കേണ്ടതാണ്. ഞാൻ അതു പറയുന്നതിനു

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ചില കാരണങ്ങളിൽ കൂടിയുണ്ട്. ഈ വിശ്വാസപ്രമേയം തോറ്റുപോവുകയാണെങ്കിൽ അതിൽനിന്നും ഉരുവുന്ന ഇംപ്ലിക്കേഷൻസ് വളരെയാണ്. നേരത്തെ വിചാരിച്ചു് ആ വിശ്വാസപ്രമേയം പാസാക്കുകയാണെങ്കിൽ അതേപ്പറ്റിയുള്ള ഇംപ്ലിക്കേഷൻസും കുറച്ചൊന്നുമല്ല. അതുകൊണ്ടു് ഈ സംശയങ്ങളൊക്കെയും ഇടകലർത്തുക്കാതെ ഈ രണ്ടു റസല്യൂഷൻസും കണ്ടിച്ചു ഡിസ്കസ് ചെയ്യാനുള്ള ഒരു സന്ദർഭം ഉണ്ടാകണമെന്നാണ് എന്റെ അഭിപ്രായം. വിശ്വാസപ്രമേയം പാസാക്കാതെ പോകുകയും ആ വിശ്വാസപ്രമേയം പാസാക്കുകയും ചെയ്യുകയാണെങ്കിൽ പ്രതിപക്ഷത്തിന്റെ ഒരു ശവണ്മെന്റ് രൂപംകൊള്ളുന്നതിനു വേണ്ടിയുള്ള എർപ്പാടുകളും ചെയ്തിട്ടുണ്ട്. ആ വിശ്വാസപ്രമേയം പാസാക്കുമെന്നുള്ളതിനും സംശയമൊന്നുമില്ല. അതുകൊണ്ടു് യാതൊരു സംശയവുമില്ലാതെ ഈ മോഷൻസ് രണ്ടും കണ്ടിച്ചു ഡിസ്കസ് ചെയ്യാൻ സഭയ്ക്കും തരണമെന്നു ഞാൻ അഭ്യർത്ഥിക്കുന്നു.

Mr. Speaker : The present motion is made by the Leader of the House under Rule 43 of the Rules. That Rule is very clear :

> " Save in so far as is otherwise provided by the Constitution or by these Rules, no discussion of a matter of general public interest shall take place otherwise than on a resolution moved in accordance with the rules governing the moving of resolutions, except on a motion made with the consent of the Speaker who, if he admits the motion, will allot a day for its discussion in consultation with the Leader of the House."

That is the rule under which the present motion of confidence, if I may call it so, is moved. That is an enabling rule, I suppose, for moving a motion of this kind by Government. The hon. Members will not dispute that a grave situation has arisen in the country. The withdrawal of the Tamilnad Congress block has created a crisis. Therefore, the hon. Chief Minister thinks that a challenge has been thrown to the Government questioning their right to proceed further with the administration of the country when it is clearly evident that the Government Party has no clear majority in the House. And I think along with the Chief Minister that it is a very urgent matter which ought to be presented before this House. That challenge has been made and as early as possible that motion should be discussed to know exactly where the Government is.

I am not in any way looking down upon the point of order raised by the Leader of the Opposition, but I am surprised when such a motion is moved why there should be a point of order asking or questioning the legality of the motion moved under Rule 43. Of-course, the hon. Leader of the Opposition has tabled a motion of no-confidence under Rule 30. I have received that motion today.

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The Mover himself wants that motion to be discussed on the 26th. I have not yet come to the conclusion whether that motion is in order or is admissible. But to seek a ruling that these motions should be discussed together is a question on which, normally I cannot give a ruling.

Secondly, the House is not going to be prejudiced in any way by allowing this motion to be discussed first. After all, what is the difference between the confidence and the no-confidence motions ? In one case the matter is put positively, in the other, negatively. Whether we discuss this motion first or the other motion first, that is not going to prejudice the House in any way.

Then, the Leader of the Opposition was telling us about the consequences of this motion being discussed first and the other motion afterwards. He was saying that the Opposition stands to gain something if his motion is discussed first. But, so far as the Speaker of this House is concerned, he is not concerned about the consequences that will follow when a particular decision is taken by the House. That is for the Rajpramukh and the Central Government. The Speaker has only to control the procedure in the House. I have given my decision that the present motion is in order. That is the reason why that has been put in the notice paper. For all these reasons, I cannot allow the Leader of the Opposition to discuss the two motions together.

Shri P. S. Nataraja Pillai : I would like to know whether it is a no-confidence motion or a vote of confidence motion. The Chair was saying that it was the same thing. I would like to have the ruling of the Chair whether it is taken as vote of confidence motion.

Mr. Speaker : Government wants the support of the hon. Members so that the Government may stand. If the Ministry has not got the support of the majority of the House, it virtually amounts to a vote of no-confidence. For all practical purposes I would consider it as a vote of confidence.

Shri N. Raghava Kurup : Sir, another point of information. I would like to know the time allowed for this motion.

Mr. Speaker : The rule says ' A day '. We can discuss it when the motion is seconded and admitted.

Shri T. M. Varghese : I second it.

Shri N. Raghava Kurup : I wish to know whether 'a day' means the remaining portion of this day or a full day.

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Mr. Speaker : " .....a day in consultation with the Leader of the House ". That is the wording of the rule. There are no other provisions which will enable the Speaker to calculate the hours and decide the duration of a day as in the case of the discussion of the budget. Therefore, instead of giving a ruling, I am prepared to give a full day for the discussion of this motion, that is from 12 noon to 4-30 P. M. with an interval of one hour. If there is some agreement of opinion among the members I have no objection to take this motion to-morrow at 12 noon. I shall adjourn the House for to-morrow. Soon after the interpellations, we can take this motion and discuss it for the rest of the day. The motion is before the House. I take it that it is the unanimous opinion of the House that the motion be discussed to-morrow. (There was no dissentient voice.)

The House will now adjourn and meet again to-morrow at 11 and this motion will be taken up at 12 noon.

The House adjourned at 2-23 P. M.

Legislature Secretariat,
Trivandrum,
22nd September 1953.

R. K. THIRUMULPAD,
Secretary, Legislative Assembly

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